

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

- against -

EVAN GREEBEL,

Defendant and
Judgment Debtor,

and

CHARLES SCHWAB RETIREMENT
PLAN SERVICES,

Garnishee.

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WHEREAS, pursuant to his conviction for conspiracy to commit wire fraud, and conspiracy to commit securities fraud, pursuant to 18 U.S.C. §§ 1349 and 371, respectively, this Court imposed a Judgment against defendant Evan Greebel (“Defendant”) on August 17, 2018, and sentenced him, *inter alia*, to pay restitution in the amount of \$10,447,979.00;

WHEREAS, on or about December 13, 2018, the United States filed an application for a writ of garnishment against a retirement brokerage account belonging to Defendant, held at Charles Schwab Retirement Plan Services (“Charles Schwab” or “Garnishee”);

WHEREAS, on or about December 19, 2018, the Court issued a Writ of Continuing Garnishment against a retirement brokerage account belonging to Defendant, held at Charles Schwab;

WHEREAS, on or about June 12, 2020, after multiple stipulated and SO ORDERED extensions, Defendant timely filed an objection to the Writ of Continuing Garnishment;

[PROPOSED] ORDER
OF GARNISHMENT

15-CR-0637 (KAM)

U.S. v. Greebel, 15-CR-0637 (KAM)

WHEREAS, on April 16, 2021, after considering the parties' briefs regarding Defendant's objection, and after holding an evidentiary hearing on January 28, 2021, the Court issued an Order denying Defendant's objections to garnishment and instructing the United States to submit proposed orders of garnishment by April 21, 2021;

WHEREAS, as of January 27, 2021, the balance of Defendant's Charles Schwab account was approximately \$1,495,000.00; and

WHEREAS, as of April 19, 2021, the outstanding balance for restitution imposed against Defendant, with interest, is approximately \$11,117,181.22;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Garnishee shall pay to the Clerk of the Court the cash surrender value of Evan Greebel's interest in the Katten Muchin Rosenman LLP Defined Contribution Plan, currently held by the Garnishee on behalf of Defendant, plus any accrued interest, by check made out to the "Clerk of the Court," and mailed to the Clerk of Court, U.S. Courthouse, 225 Cadman Plaza East, Brooklyn, New York 11201, and the check shall include a reference to "U.S. v. Evan Greebel, CR-15-0637;

IT IS FURTHER ORDERED THAT the Clerk of the Court, after receiving the above-described check from Charles Schwab, shall apply the funds to Defendant's outstanding restitution liability; and

U.S. v. Greebel, 15-CR-0637 (KAM)

IT IS FURTHER ORDERED THAT the Clerk of the Court shall forward five certified copies of this Order to Assistant United States Attorney Thomas R. Price, U.S. Attorney's Office, 610 Federal Plaza, Central Islip, New York 11722.

Dated: Brooklyn, New York

_____, 2021

HONORABLE KIYO A. MATSUMOTO
UNITED STATES DISTRICT JUDGE
EASTERN DISTRICT OF NEW YORK